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Attorneys for Defendant,

CAPITAL ONE BANK (USA), N.A.,

Named As Capital One Bank, National Association

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

GINA A. HARVEY,

Plaintiff,

v.

CAPITAL ONE BANK, NATIONAL  
ASSOCIATION, MACY'S/DSNB,  
AMERICAN EXPRESS/DSNB,  
SILVER STATE SCHOOLS CREDIT  
UNION, AND EQUIFAX  
INFORMATION SERVICES, LLC

Defendants.

CASE NO.: 2:15-CV-02263-JCM-VCF

*Assigned To The Hon. Judge James C.  
Mahan; Referred To The Hon.  
Magistrate Judge Cam Ferenbach*

**STIPULATION AND ORDER TO  
EXTEND TIME TO RESPOND TO  
COMPLAINT**

**(FOURTH REQUEST)**

Complaint Filed: 11/30/2015

1 Plaintiff Gina A. Harvey ("Plaintiff"), by and through her counsel of record,  
2 and Defendant Capital One Bank (USA), N.A., named as "Capital One Bank,  
3 National Association" ("Capital One"), by and through its counsel of record, hereby  
4 submit this stipulation to extend Capital One's time to file a responsive pleading to  
5 Plaintiff's Complaint by fourteen (14) days, as follows:

6 **WHEREAS:**

7 1. Plaintiff filed the Complaint in this matter on November 30, 2015;

8 2. The Parties stipulated and the Court extended Capital One's deadline to  
9 file its responsive pleading to the Complaint to March 2, 2016, March 16, 2016 and  
10 March 30, 2016;

11 3. The Parties agree that a further brief extension of time for Capital One to  
12 file its responsive pleading to the Complaint would benefit both Parties because it will  
13 allow them to continue to gather additional facts and information while continuing to  
14 devote their resources to exploring the potential for early resolution of this matter  
15 before incurring further fees and costs;

16 4. Capital One and Plaintiff have agreed to extend Capital One's deadline  
17 to respond to Plaintiff's Complaint by fourteen (14) days to Wednesday, April 13,  
18 2016;

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**NOW, THEREFORE, IT IS HEREBY STIPULATED THAT:**

Capital One will file its responsive pleading to Plaintiff's Complaint on or before Wednesday, April 13, 2016.

**IT IS SO STIPULATED.**

DATED: March 29, 2016

**Haines & Krieger, LLC**

By: /s/ David H. Krieger  
DAVID H. KRIEGER  
Nevada Bar No. 9086  
Attorneys for Plaintiff  
GINA A. HARVEY

DATED: March 29, 2016

**Fernald Law Group LLP**

By: /s/ Brandon C. Fernald  
BRANDON C. FERNALD  
Nevada Bar No. 10582  
Attorneys for Defendant,  
CAPITAL ONE BANK (USA), N.A.

**ORDER**

The Court has reviewed the Stipulation filed by Plaintiff Gina A. Harvey and Defendant Capital One Bank (USA), N.A., named as "Capital One Bank, National Association" ("Capital One"), to extend Capital One's time to file a responsive pleading by 14 days. The Stipulation is incorporated herein by reference. Good cause appearing thereon, the Court hereby orders as follows:

Capital One's time to file a responsive pleading to the Complaint is hereby extended. Capital One shall file its responsive pleading to the Complaint on or before April 13, 2016.

**IT IS SO ORDERED.**

DATED: April 1, 2016

  
The Honorable Judge Cam Ferembach  
United States Magistrate Judge